

UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office
Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

APPLICATION NUMBER: 0232/0311 FILING/RECEIPT DATE: FIRST NAMED APPLICANT: ATTORNEY DOCKET NO./TITLE:

D 10976

0232/0311

NOT ASSIGNED

DATE MAILED: 11/10/93

03/11/94

NOTICE TO FILE MISSING PARTS OF APPLICATION
Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the **SURCHARGE** set forth in 37 CFR 1.16(e) of ☐ \$65.00 for a small entity in compliance with 37 CFR 1.27, or ☒ \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a ☒ small entity (statement filed) ☒ non-small entity is \$ 130.

☐ 1. The statutory basic filing fee is:

- ☐ missing
☒ insufficient.

Applicant must submit \$ _____ to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

☒ 2. Additional claim fees of \$ _____, including any multiple dependent claim fees, are required.

\$ _____ for _____ independent claims over 3.

\$ _____ for _____ dependent claims over 20.

\$ _____ for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

☒ 3. The oath or declaration:

- ☒ is missing or unexecuted.
☒ does not cover the newly submitted items.
☐ does not identify the application to which it applies.
☐ does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

☐ 4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

☒ 5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

☐ 6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.21(m)).

☐ 7. Your filing receipt was mailed in error because your check was returned without payment.

☐ 8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825."

☒ 9. OTHER

Direct the reply and any questions about this notice to Attention: Box Missing Parts.

A copy of this notice MUST be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



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Section 7

**TRANSMITTAL LETTER
(General - Patent Pending)**

Docket No.
10976

In Re Application Of: Douglas J. Hilton et al.

Serial No.
08/962,560

Filing Date
October 31, 1997

Examiner
to be assigned

Group Art Unit
1643

Title: THERAPEUTIC AND DIAGNOSTIC AGENTS

TO THE ASSISTANT COMMISSIONER FOR PATENTS:

Transmitted herewith is:

Response to Notice to File Missing Parts of Application and Submission of Substitute Application Containing Late-filed Declaration and Claim of Priority

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of \$130.00 is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. 19-1013 as described below. A duplicate copy of this sheet is enclosed.
 - ☐ Charge the amount of
 - ☒ Credit any overpayment.
 - ☒ Charge any additional fee required.

Signature

Dated: April 21, 1998

Frank S. DiGiglio, Reg. No. 31,346
Scully, Scott, Murphy & Presser
400 Garden City Plaza
Garden City, New York 11530

04/27/1998 15:00:00 00000062 08962560

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I certify that this document and fee is being deposited on April 21, 1998 with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

Signature of Person Mailing Correspondence

Frank S. DiGiglio

Typed or Printed Name of Person Mailing Correspondence

CC:



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Douglas J. Hilton et al. **Group:** 1643
Serial No.: 08/962,560 **Docket:** 10976
Filed: October 31, 1997 **Dated:** April 21, 1998
For: THERAPEUTIC AND
DIAGNOSTIC AGENTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Attention: Box Missing Parts

RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION
AND SUBMISSION OF SUBSTITUTE APPLICATION
CONTAINING LATE-FILED DECLARATION

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted, dated March 11, 1998, Applicants herewith submit a substitute application containing the duly-executed Declaration and Power of Attorney for Patent Application, which was missing at filing, and a \$130.00 check covering the requisite official surcharge pertaining to the late-filed Declaration.

Applicants are also submitting a copy of the Notice to File Missing Parts.

CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, DC 20231 on April 21, 1998.

Dated: April 21, 1998


Frank S. DiGiglio Esq.

for Pa

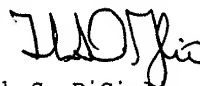
Amino .

to File

separate

in response to the Notice to Comply With Requirements
at Applications Containing Nucleotide Sequence and/or
Amino Acid Sequence Disclosures, which was attached to the Notice
of Missing Parts, will be submitted in due course, under
separate cover.

Respectfully submitted,



Frank S. DiGiglio
Registration No. 31,346

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FSD/XZ:mgl